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From: CN=Tom Hagler/OU=R9/O=USEPA/C=US

Sent: Wed 2/10/2010 6:32:51 PM

Subject: 404 P+N follow up

I don't think I passed this on from yesterday's long federal call.

- 1. Someone (I think it was the FWS EIS woman) said that she talked to Marc E. a couple of days ago, and that Marc E. said the next steps on the P+N discussion was that he and Paul Marshall at DWR were preparing a revised P+N that would go first to their folks and then to the Corps. This is kind of the same "next steps" that we had outlined in our meeting with them maybe a month ago now. So it appears that things are still moving along.
- 2. Nawi wanted to talk to someone at the Corps about making sure that we are all on board with a single EIS to cover the BDCP and 404 issues (rather than doing it sequentially as a supplemental EIS). Nawi was proposing talking to Col. Chapman. I suggested that he start with Mike Jewell, rather than immediately going over the head of regulatory, and he agreed. So maybe Erin you could give Mike J. a heads up that Nawi may be calling?
- 3. I also suggested to Nawi that EPA and Corps may want to talk about this whole 404 issue on our own first. He was not willing to wait for his discussions, so he thought we should do our own conversation sooner rather than later.

That's all the news that fits.